

### REMARKS

Upon entry of this amendment, claims 1- 7 and 11-13 are pending in the instant application. Claim 13 is allowed. Claim 1 is amended herein. Support for this amendment can be found throughout the specification and specifically at page 10, line 24 - page 11, line 9. No new matter is added by these amendments.

### CLAIM REJECTIONS

#### CLAIM REJECTION UNDER 35 U.S.C. §112

Claims 1-7 and 11-12 stand rejected under 35 U.S.C. §112 as being indefinite. Specifically, the Examiner states that the limitations “wherein the compound of formula II differs from a salt of 3-[2-(3,5-dimethoxyphenyl)-2-oxoethyl]-oxazolium by one or more of the lack or replacement of one of the methoxy substitutions, or the presence of one or more additional substitutions; and wherein the compound of formula II differs from a salt of 5-phenyl-3-phenylmethyl-oxazolium by one or more of the lack or replacement of the 5-phenyl substitution, or the presence of one or more additional substitutions” renders claim 1 indefinite.

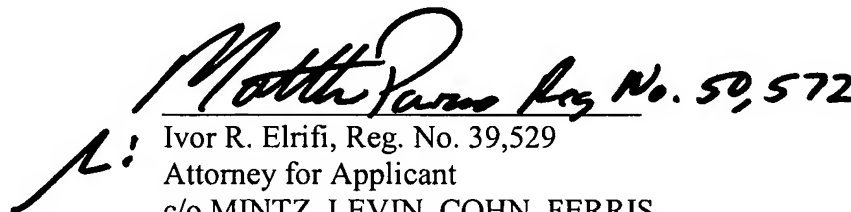
Applicants have herewith amended claim 1, from which the remaining claims subject to the rejection properly depend, to delete these limitations and recite the limitation “wherein the compound of formula II is not a salt of salt of 3-[2-(3,5-dimethoxyphenyl)-2-oxoethyl]-oxazolium or a salt of 5-phenyl-3-phenylmethyl-oxazolium.” Applicants submit that claims 1-7 and 11-12 as amended herein are definite and respectfully request withdrawal of the present rejection.

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SERIAL NUMBER: 10/037,447

**CONCLUSION**

On the basis of the foregoing amendments and remarks, Applicants respectfully submit that the pending claims are in condition for allowance. If there are any questions regarding these remarks, the Examiner is encouraged to contact the undersigned at the telephone number provided below.

Respectfully submitted,

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